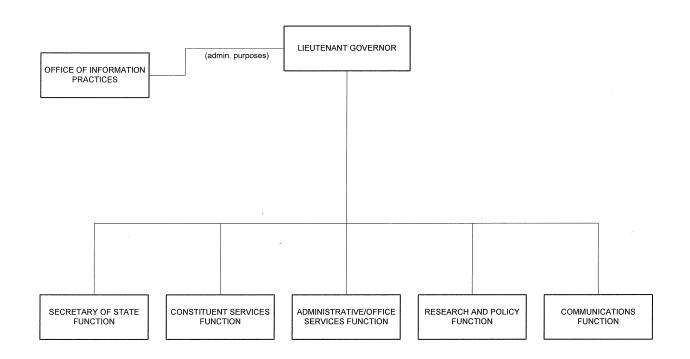


STATE OF HAWAII DEPARTMENT OF THE LIEUTENANT GOVERNOR ORGANIZATION CHART



OFFICE OF THE LIEUTENANT GOVERNOR MAJOR FUNCTIONS

- Exercise the executive powers whenever the Governor is absent from the State or unable to exercise and discharge the powers and duties of the office; serve as the Secretary of State for intergovernmental relations; perform duties and undertake projects assigned by the Governor; and provide administrative support to the Office of Information Practices.
- Provide general advice and guidance to agencies and the public on the UIPA and the Sunshine Law; assist the public in obtaining records and responses to record requests; conduct inquiries into an agency's compliance with the UIPA and the Sunshine Law; and investigate alleged violations of these laws.

MAJOR PROGRAM AREAS

The Office of the Lieutenant Governor has programs in the following major program areas:

Individual Rights

LTG 105

Enforcement of Information Practices

Government-Wide Support

LTG 100

Office of the Lieutenant Governor

OFFICE OF THE LIEUTENANT GOVERNOR Department Summary

Mission Statement

To enhance the efficiency and effectiveness of state programs by providing leadership and executive management.

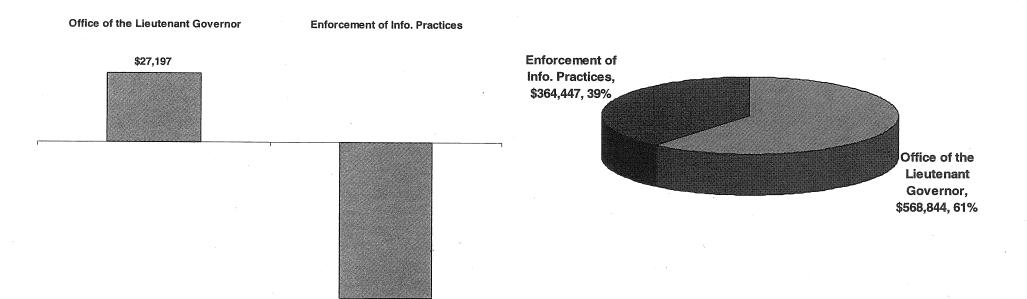
(\$62,530)

Department Goals

To provide effective leadership and executive management, and protect the public's interest by ensuring that government processes are open.

FY 2011 Supplemental Operating Budget Adjustments by Major Program

FY 2011 Supplemental Operating Budget



Office of the Lieutenant Governor Operating Budget

			Act 162/2009 FY 2010	Act 162/2009 FY 2011	FY 2011 Adjustments	Total FY 2011
Funding Sources:	Positions	Perm	. 8.00	8.00	0.00	8.00
		Temp	14.00	14.00	0.00	14.00
General Funds		\$	1,072,895	968,624	-35,333	933,291
			8.00	8.00	0.00	8.00
			14.00	14.00	0.00	14.00
Total Requirements			1,072,895	968,624	-35,333	933,291

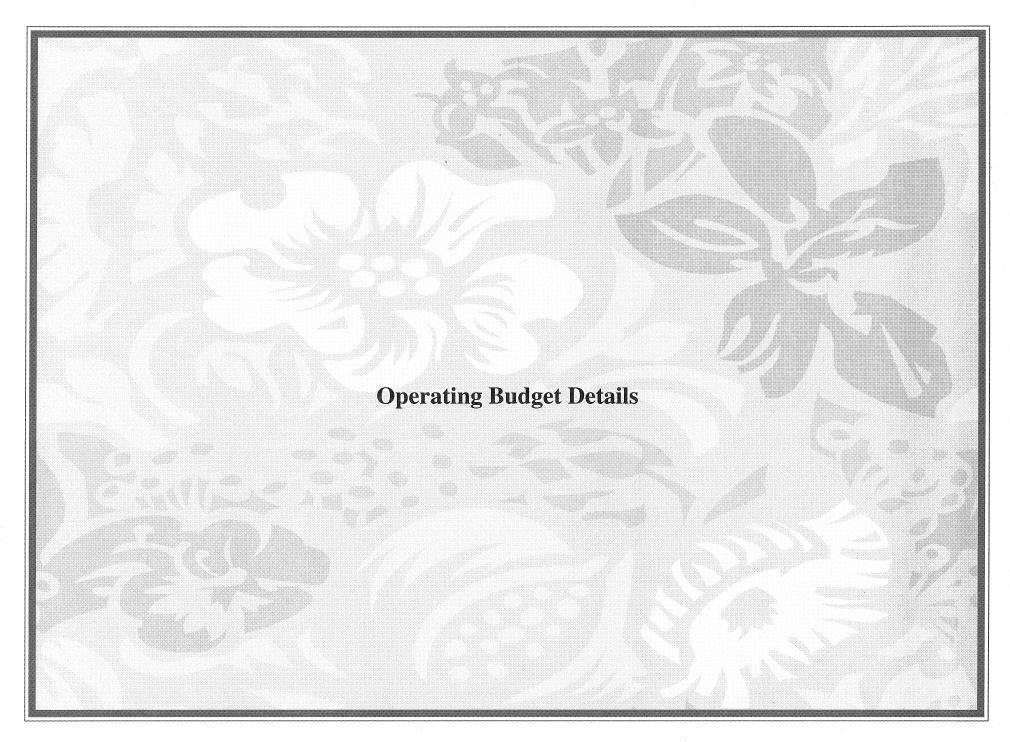
Comments: (general funds unless otherwise noted)

^{1.} Adds \$125,000 for vacation payouts due to the change in Administration. Otherwise, the Department meets targeted reduction.

Office of the Lieutenant Governor Capital Improvements Budget

	Act 162/2009 FY 2010		Act 162/2009 FY 2011		FY 2010 Adjustments	FY 2011 Adjustments	Total FY 2010		Total FY 2011	
Funding Sources:							 			
General Obligation Bonds		0		0	0	0		0		0
Federal Funds	***************************************	0		0	0	0		0		0
Total Requirements		0		0	0	0		0		0

Comments on Dept CIP Budget Request: (general obligation bonds unless otherwise noted)
None.



EXECUTIVE SUPPLEMENTAL BUDGET (IN DOLLARS)

REPORT S61-A PAGE 340

PROGRAM ID:

LTG-

PROGRAM STRUCTURE NO: 10

PROGRAM TITLE:

INDIVIDUAL RIGHTS

PROGRAM COSTS	CURRENT APPRN	FY 2010	RECOMMEND APPRN	CURRENT APPRN	FY 2011	RECOMMEND APPRN	BIENNIU CURRENT BIENNIUM	JM TOTALS RECOMMEND BIENNIUM	PERCENT CHANGE
OPERATING PERSONAL SERVICES OTH CURRENT EXPENSES	5.00* 406,653 20,324	*	5.00* 406,653 20,324	5.00* 406,653 20,324	* 62,530-	5.00* 344,123 20,324	813,306 40,648	750,776 40,648	: *
TOTAL OPERATING COST	426,977		426,977	426,977	62,530- 	364,447	853,954	791,424	7.32-
BY MEANS OF FINANCING					•	·			
GENERAL FUND	5.00* 426,977	*	5.00*¦ 426,977 ¦	5.00* 426,977	* 62,530-	5.00* 364,447	* 853,954	* 791,424	: *
TOTAL POSITIONS TOTAL PROGRAM COST	5.00* 426,977 ===================================	*	5.00* 426,977 ======	5.00* 426,977	* 62,530- 	5.00* 364,447	853,954 ====================================	791,424	7.32-

EXECUTIVE SUPPLEMENTAL BUDGET (IN DOLLARS)

REPORT S61-A PAGE 341

PROGRAM ID:

LTG-105

PROGRAM STRUCTURE NO: 1002

PROGRAM TITLE:

ENFORCEMENT OF INFORMATION PRACTICES

		FY 2010			FY 2011		BIENNIUM TOTALS		
PROGRAM COSTS	CURRENT APPRN	ADJUSTMENT	RECOMMEND APPRN	CURRENT APPRN	ADJUSTMENT	RECOMMEND APPRN	CURRENT BIENNIUM	RECOMMEND BIENNIUM	PERCENT CHANGE
OPERATING PERSONAL SERVICES OTH CURRENT EXPENSES	5.00* 406,653 20,324	*	5.00* 406,653 20,324	5.00* 406,653 20,324	* 62,530-	5.00* 344,123 20,324	* 813,306 40,648	* 750,776 40,648	*
TOTAL OPERATING COST	426,977		426,977 ======	426,977	62,530-	364,447	853,954	791,424	7.32-
BY MEANS OF FINANCING									
	5.00*	*	5.00*	5.00*	*	5.00*	*	*	*
GENERAL FUND	426,977		426,977	426,977	62,530-	364,447	853,954	791,424	
TOTAL POSITIONS	5.00*	*	5.00*!	5.00*	*	5.00*			
TOTAL PROGRAM COST	426,977		426,977	426,977	62,530-	364,447	853,954	791,424	7.32-
		=======================================							

Narrative for Supplemental Budget Requests FY 2011

Progam ID: LTG 105

Program Structure Level: 10 02

Program Title: Enforcement of Information Practices

A. Program Objectives

To provide legal guidance to members of the public regarding their rights and responsibilities under HRS chapters 92 and 92F and OIP's administrative rules and assistance in exercising their rights of access. To provide legal guidance to all state and county agencies and boards under HRS chapter 92 and HRS chapter 92F, advising them of their responsibilities under the statutes and OIP's administrative rules and assisting them in compliance with those laws. To investigate and resolve complaints under both statutes and to determine appeals of denials of government records under HRS chapter 92F. To publish and disseminate written legal guidance and to provide training workshops under both statutes. To maintain and assist agencies in filing of reports under records report system.

B. Description of Request

Request is made to reduce personnel funds to meet projected departmental restrictions in accordance with the Governor's Executive Supplemental Budget. This reduction will be met through furlough savings and savings resulting from vacancy in the OIP director position.

C. Reason for Request

To comply with department's target reductions in accordance with the Governor's Executive Supplemental Budget.

D. Significant Changes to Measures of Effectiveness and Program Size

Reduction in staffing and staff hours will likely affect measures of effectiveness because OIP will be instituting new procedures and approaches to best utilize its limited resources to provide assistance to the broadest range of individuals, boards, and agencies requesting OIP's services. OIP also anticipates that reduction in staffing will require it to scale back lower priority categories of its measures of

effectiveness and to make adjustments to those measures. For example, OIP will be issuing advisory opinions rather than determinations on appeal in the immediate future because of staff restrictions, the amount of staff time required to issue those determinations, and because of a recent Hawaii Supreme Court determination affirming a county board's ability to bring suit against OIP for such a determination (discussed below).

1. The Hawaii Supreme Court affirmed a court challenge by the County of Kauai of an OIP determination on disclosure of executive meeting minutes of the Kauai County Council. The court's ruling presents some potential problems for OIP. First, it clearly allows a legal challenge to an OIP decision regarding the disclosure of meeting minutes for boards subject to the Sunshine Law. A substantial number of appeals filed with OIP concern the disclosure of executive meeting minutes of Sunshine Law boards.

Second, the ICA opinion did not expressly limit such challenges to meeting minutes. Thus, it is unclear whether other OIP decisions of UIPA appeals of agency denials of access could result in a suit against OIP where OIP's underlying decision is based in part on another law that provides a right to file suit. OIP does in numerous instances make determinations based on laws collateral to the UIPA, such as where state or federal law protects records from disclosure.

The potential for such lawsuits is a concern because the time and effort required for OIP's small legal staff to defend those suits detracts from OIP's primary mission of providing legal guidance and assistance under the UIPA and Sunshine Law.

2. The "birther" movement, a citizen group that seeks to challenge President Obama's citizenship, has made an unprecedented number of requests to the Department of Health and multiple requests and complaints to OIP regarding the Department.

EXECUTIVE SUPPLEMENTAL BUDGET (IN DOLLARS)

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PROGRAM ID:

LTG-

PROGRAM STRUCTURE NO: 11

PROGRAM TITLE:

GOVERNMENT-WIDE SUPPORT

		FY 2010			FY 2011		BIENNIUM TOTALS		
PROGRAM COSTS	CURRENT APPRN	ADJUSTMENT	RECOMMEND APPRN	CURRENT APPRN	ADJUSTMENT	RECOMMEND APPRN	CURRENT BIENNIUM	RECOMMEND BIENNIUM	PERCENT CHANGE
OPERATING PERSONAL SERVICES OTH CURRENT EXPENSES	3.00* 603,507 42,411	*	3.00* 603,507 42,411	3.00* 499,236 42,411	27,197	3.00* 526,433 42,411	1,102,743 84.822	**************************************	*
TOTAL OPERATING COST	645,918		645,918	541,647	27,197	568,844	1,187,565	1,214,762	2.29
BY MEANS OF FINANCING									
GENERAL FUND	3.00* 645,918	*	3.00*¦ 645,918 ¦	3.00* 541,647	27,197	3.00* 568,844	* 1,187,565	* 1,214,762	*
TOTAL POSITIONS TOTAL PROGRAM COST	3.00*	*	3.00*	3.00*	*	3.00*			
TOTAL PROGRAM COST	645,918 ====================================	=======================================	645,918	541,647 ====================================	27,197 	568,844	1,187,565 ===================================	1,214,762	2.29

EXECUTIVE SUPPLEMENTAL BUDGET (IN DOLLARS)

REPORT S61-A

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PROGRAM ID:

LTG-

PROGRAM STRUCTURE NO: 1101

PROGRAM TITLE:

EXEC DIRECTN, COORD, & POLICY DEVELOPMENT

		FY 2010			FY 2011		BIENNIUM TOTALS		
PROGRAM COSTS	CURRENT APPRN	ADJUSTMENT	RECOMMEND APPRN	CURRENT APPRN	ADJUSTMENT	RECOMMEND Apprn	CURRENT BIENNIUM	RECOMMEND BIENNIUM	PERCENT CHANGE
OPERATING PERSONAL SERVICES OTH CURRENT EXPENSES	3.00* 603,507 42,411	*	3.00* 603,507 42,411	3.00* 499,236 42,411	* 27,197	3.00* 526,433 42,411	* 1,102,743 84,822	1,129,940 84,822	* *
TOTAL OPERATING COST	645,918		645,918	541,647	27,197	568,844	1,187,565	1,214,762	2.29
BY MEANS OF FINANCING									
GENERAL FUND	3.00* 645,918	*	3.00* 645,918	3.00* 541,647	* 27,197	3.00* 568,844		1,214,762	* *
TOTAL POSITIONS	3.00*	*	3.00*		*	3.00*			
TOTAL PROGRAM COST	645,918		645,918	541,647 ======	27,197	568,844	1,187,565	1,214,762	2.29

EXECUTIVE SUPPLEMENTAL BUDGET (IN DOLLARS)

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PROGRAM ID:

PROGRAM TITLE:

LTG-100

PROGRAM STRUCTURE NO: 110102

OFFICE OF THE LIEUTENANT GOVERNOR

		FY 2010			FY 2011		BIENNIUM TOTALS		
PROGRAM COSTS	CURRENT APPRN	ADJUSTMENT	RECOMMEND APPRN	CURRENT APPRN	ADJUSTMENT	RECOMMEND APPRN	CURRENT BIENNIUM	RECOMMEND BIENNIUM	PERCENT CHANGE
OPERATING PERSONAL SERVICES OTH CURRENT EXPENSES	3.00* 603,507 42,411	*	3.00* 603,507 42,411	3.00* 499,236 42,411	** 27,197	3.00* 526,433 42,411	1,102,743 84,822	1,129,940 84,822	*
TOTAL OPERATING COST	645,918		645,918	541,647	27,197	568,844	1,187,565	1,214,762	2.29
BY MEANS OF FINANCING		•							
	3.00*	*	3.00*	3.00*	*	3.00*	*	*	*
GENERAL FUND	645,918		645,918	541,647	27,197	568,844	1,187,565	1,214,762	
TOTAL POSITIONS	3.00*	*	3.00*	3.00*	*	3.00*			
TOTAL PROGRAM COST	645,918		645,918	541,647	27,197	568,844	1,187,565	1,214,762	2.29

Narrative for Supplemental Budget Requests FY 2011

Progam ID: LTG 100

Program Structure Level: 11 01 02

Program Title: Office of the Lieutenant Governor

A. Program Objectives

To enhance the efficiency and effectiveness of State programs by providing leadership and executive management and by developing policies and priorities to give program direction.

- The Lieutenant Governor serves in his capacity on a full-time basis and performs such duties as provided by law. Hawai'i Const. Article V, Section 2. Additionally, the Lieutenant Governor also acts in place of the Governor in the event of the Governor's absence from the State. Hawai'i Const. Article V, Section 4.
- 2. The Lieutenant Governor is also designated Secretary of State for intergovernmental relations. In this capacity, the Lieutenant Governor directs and performs varied activities which are required by law, including: name changes, authentication of documents, sale of official state publications, compilation of administrative rules, compilation of legislative acts and monitoring of state open meeting laws. Hawai'i Rev. Statutes Section 26-1.
- 3. The Lieutenant Governor also performs duties and undertakes projects assigned by the Governor. At this time, these duties have centered on public safety, family strengthening, innovation and economic revitalization. Hawai'i Rev. Statutes Section 26-1.
- 4. The Lieutenant Governor also provides administrative support to agencies attached to this office which include: The Office of Information Practices. Hawai'i Rev. Statutes Section 26-1.

B. Description of Request

The request reduces personnel funds through furlough savings to meet targeted reductions in accordance with the Governor's Executive Supplemental Budget. The request also includes funds for vacation payout due to the change in Administration.

C. Reason for Request

To comply with departmental target reductions in accordance with the Governor's Executive Supplemental Budget.

D. Significant Changes to Measures of Effectiveness and Program Size

No significant changes to measures of effectiveness and program size.